



[1662/611053]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : YAHALOMI et al.
Serial No. : 10/623,290
Filed : July 18, 2003
For : **POLYMORPHIC FORMS OF NATEGLINIDE**
Examiner : Taylor V. Oh
Art Unit : 1624

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
on
Date: October 30, 2007

Signature: _____

Naomi Holliday
Naomi Holliday

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner made in the Final Office Action dated April 30, 2007, rejecting claims 33, 31, 54 and 55, and objecting to claim 53.

The Commissioner is hereby authorized to charge payment of the 37 C.F.R. 1.191 Notice of Appeal fee of **\$510.00** to the deposit account of Kenyon & Kenyon LLP, Deposit Account No. **11-0600**. Any additional fees deemed necessary should also be charged to Deposit Account No. 11-0600. Two additional copies of this Notice are enclosed for that purpose.

11/05/2007 HVUONG1 00000019 110600 10623290

01 FC:1401 510.00 DA

A request for a three-month extension of time to respond to the Office Action dated April 30, 2007, is being filed concurrently herewith, which resets the response date to October 30, 2007.

Respectfully submitted,

Mina R. Hencavelli
By: (Reg No. 59,729) for
Payam Moradian
(Reg. No. 52,048)

Dated: October 30, 2007

KENYON & KENYON LLP
One Broadway
New York, NY 10004
(212) 425-7200 (telephone)
(212) 425-5288 (facsimile)

CUSTOMER NUMBER 26646